

Nicholas G. Vaskov, Nev. Bar No. 8298
Acting City Attorney
Jeffrey F. Barr, Nev. Bar No. 7269
Deputy City Attorney
2225 Civic Center Drive, #228
North Las Vegas, Nevada 89030
Telephone: (702) 633-1050
Facsimile: (702) 649-8879
Attorneys for Defendants City of North Las Vegas
Police Department, David Molnar, and Kenneth Winfield

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ANTHONY BAILEY,
Plaintiff,
vs.

Case No. 2:09-cv-02281-KJD-PAL

CITY OF NORTH LAS VEGAS POLICE
DEPARTMENT, DAVID MOLNAR, #754;
KENNETH WINFIELD, #2244; LAS VEGAS
METROPOLITAN POLICE DEPT.;
OFFICER McKAN; JOHN DOES 1-10,
DOES 1-6,
Defendants.

**DEFENDANTS' PROPOSED
DISCOVERY PLAN AND
SCHEDULING ORDER
SUBMITTED IN COMPLIANCE
WITH LR 26-1(e)**

This action was initiated by Plaintiff on November 30, 2009 in the United States District Court (Doc #1-1). On June 18, 2010, the Court permitted Plaintiff to proceed in forma pauperis (Doc. #5). On June 30, 2010, Plaintiff filed his Amended Complaint (Doc #7). Defendants were served with the Amended Complaint on September 30, 2010. On October 11, 2010, the Las Vegas Metropolitan Police Department ("LVMPD") filed its Answer to Plaintiff's Amended Complaint (Doc #18). On October 14, 2010, the North Las Vegas Police Department, David Molnar and Kenneth Winfield (collectively "NLVPD") filed their Answer to Plaintiff's Amended Complaint (Doc #21).

Plaintiff is incarcerated at the Clark County Detention Center. Pursuant to F.R.C.P. 26(f) and Local Rule 16-1(b), this action is exempt from a joint discovery plan. Although the Court may order a conference of all parties to discuss the provisions of the discovery plan pursuant to LR 16-1(d), the

1 Court has not done so to date. However, because the Court's e-mail texts to LVMPD and NLVPD,
2 indicated that a scheduling order is due by November 25 and 28, 2010, respectively, Defendants
3 submit the following discovery plan for the Court's consideration:

| | | |
|---|----------------------------------|------------------|
| 4 | Expert Disclosures due: | February 8, 2011 |
| 5 | Rebuttal Expert Disclosures due: | March 9, 2011 |
| 6 | Discovery cut-off date: | April 8, 2011 |
| 7 | Dispositive Motions due: | May 9, 2011 |
| 8 | Pre-trial Order due: | June 8, 2011 |

9 The parties shall have until January 7, 2011 to file any motion to amend the pleadings or to
10 add parties. This is 90 days before the discovery cut-off dates and does not exceed the outside limit
11 LR 26-1(e)(2) presumptively sets for 90 days before the discovery cut-off date of filing such
12 motions.

13 In the event dispositive motions are filed, the date for filing the joint pretrial order shall be
14 suspended until 30 days after a decision of the dispositive motions.

15 DATED this 29th day of November, 2010.

16 NORTH LAS VEGAS CITY ATTORNEY

OLSON, CANNON, GORMLEY &
DESRIUSSEAU

17 By: /s/ Jeffrey F. Barr
18 Nicholas G. Vaskov, #8298
19 Acting City Attorney
Jeffrey F. Barr #7269
20 Deputy City Attorney
2225 Civic Center Drive, #228
21 North Las Vegas, NV 89030
Attorneys for NLVPD, Molnar & Winfield

By: /s/ Thomas D. Dillard
Thomas D. Dillard, Jr., Esq. #6270
9950 West Cheyenne Avenue
Las Vegas, NV 89129
Attorney for LVMPD

22 **ORDER**

23 IT IS SO ORDERED this 30th day of November, 2010.

24 
25 UNITED STATES MAGISTRATE JUDGE

26 Submitted by:
NORTH LAS VEGAS CITY ATTORNEY

27 By: /s/ Jeffrey F. Barr
28 Jeffrey F. Barr #7269
Deputy City Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 29th day of November, 2010, I mailed a true copy of
DEFENDANTS' PROPOSED DISCOVERY PLAN AND SCHEDULING ORDER
SUBMITTED IN COMPLIANCE WITH LR 26-1(e) in the U.S. Mails in North Las Vegas, NV,
First Class, postage prepaid, to the following person:

Anthony Bailey, ID#00683227
5B-34-L
Clark County Detention Center
330 South Casino Center
Las Vegas, NV 89101

Plaintiff - In Pro Se


An Employee of the North Las Vegas
City Attorney's Office